

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

2009 OCT 14 AM 10:53  
D. Taylor

NOEL MENDOZA,	)	
	)	
Petitioner,	)	
	)	
v.	)	CV 108-125
	)	(Formerly CR 106-009)
UNITED STATES OF AMERICA,	)	
	)	
Respondent.	)	

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**ORDER**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Petitioner's § 2255 motion is **DENIED** without an evidentiary hearing, this civil action is **CLOSED**, and a final judgment shall be **ENTERED** in favor of Respondent.

SO ORDERED this 14<sup>th</sup> day of October, 2009, at Augusta, Georgia.

  
UNITED STATES DISTRICT JUDGE